

PATENT APPLICATION FEE DETERMINATION RECORD

Effective October 1, 2003

Application or Docket Number

6750648

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS	29	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	29 minus 20 =	* 9
INDEPENDENT CLAIMS	6 minus 3 =	* 3
MULTIPLE DEPENDENT CLAIM PRESENT		<input type="checkbox"/>

SMALL ENTITY TYPE ☐

OR OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	385.00
X\$ 9=	
X43=	
+145=	
TOTAL	

RATE	FEE
BASIC FEE	770.00
X\$18=	62
X86=	86
+290=	
TOTAL	2018

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	* 29	Minus ** 29	=
Independent	* 5	Minus *** 4	= 1
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>

SMALL ENTITY OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X\$ 9=	
X43=	
+145=	
TOTAL	
ADDITIONAL FEE	

RATE	ADDITIONAL FEE
X\$18=	50
X86=	200
+290=	
TOTAL	200
ADDITIONAL FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>

RATE	ADDITIONAL FEE
X\$ 9=	
X43=	
+145=	
TOTAL	
ADDITIONAL FEE	

RATE	ADDITIONAL FEE
X\$18=	
X86=	
+290=	
TOTAL	
ADDITIONAL FEE	

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/>

RATE	ADDITIONAL FEE
X\$ 9=	
X43=	
+145=	
TOTAL	
ADDITIONAL FEE	

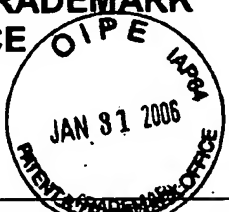
RATE	ADDITIONAL FEE
X\$18=	
X86=	
+290=	
TOTAL	
ADDITIONAL FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

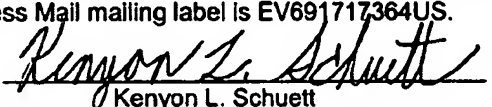
United States Patent and Trademark Office
- Sales Receipt -

02/10/2006 TBARDEN 00000002 502368 10750648

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 	Application Number	10/750,648
	Filing Date	December 31, 2003
	First Named Inventor	William H. EBY
	Group Art Unit	1638
	Examiner Name	E. MCELWAIN
	Attorney Docket Number	1421-146
Title of the Invention: SOYBEAN CULTIVAR S030157		

See applied only

<p align="center">CERTIFICATE OF EXPRESS MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (post office to addressee) in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 31st day of January, 2006. The number of the Express Mail mailing label is EV691717364US.</p> <p align="center">  Kenyon L. Schuett Reg. No. 44,324 </p>

AMENDMENT

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed November 3, 2005, please enter the amendments as shown on the attached pages.


Amendments to the Specification being on page 2.

Amendments to the Claims begin on page 3.

Remarks begin on page 8.

submits herewith a Declaration by the inventor declaring that the instant soybean cultivar does not have the *Phytophthora* Rps 1k gene, whereas the soybean cultivar of the U.S. patent 6,103,957 has the *Phytophthora* Rps 1k gene. Therefore, the instant soybean cultivar is novel and nonobvious relative to the soybean cultivar of U.S. patent 6,103,957. Withdrawal of this rejection is respectfully requested.

In view of the above amendments and remarks, it is submitted that the claims satisfy the provisions of 35 U.S.C. §§102(b), 103(a) and 112. Reconsideration of this application and an early notice of allowance are respectfully requested.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED					
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